

CRIMINAL CAUSE FOR SENTENCING

(Time on bench :50)

Before: Seybert, J. Date: 2/27/2009 Time: 10:15

Docket Number: CR 04-911 Title: USA-V-

Deft. Name: Alphonse Persico Deft. #: 1

X present, not present, X in custody, on bail

Atty for Deft.: Sarita Kedia CJA

X present, not present X Retained

A.U.S.A.: John Buretta; Elizabeth Geddes Deputy Clerk: C. Baran

U.S.P.O.: J. Fonti

Court Reporter: M. Steiger

X Case called for sentence. Counsel for all sides present.

X Statements of defendant and counsel heard.

X Defendant objections to the PSR are noted.

X Rulings re: Guidelines are entered on the record.

 PSR and addendum adopted.

X PSR and addendum adopted, as amended.

X Guidelines are adopted.

 Guidelines adopted, as amended.

X The defendant is sentenced as follows:

X The defendant is sentenced to a period of imprisonment of LIFE on Count 1ss (consecutive to any undischarged term); 60 months on Count 5ss; and 240 months on Count 6ss (all concurrent); NOT to be followed by a period of supervised release.

 The defendant shall be fined the sum of \$.

X The fine shall be waived due to the defendant's inability to pay such a fine.

X Special assessment of \$100 is imposed on each count for a total assessment of 300.00 .

 The defendant's motion for a downward departure of the Guidelines is hereby:

Decision entered on the record.

 X On motion of the AUSA the remaining counts of the
Indictment and Second Superseding Indictment are hereby
dismissed.

 X The defendant is advised of his right to appeal.

The defendant X remains in custody. remains on bail.
 is remanded. shall surrender on / /2009.